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4 In re KEVIN TATUM,
5 Plaintiff,
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7 Case No. 22-cv-04130-PJH
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11 **ORDER OF DISMISSAL**
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13 This case was opened when plaintiff, a Texas state prisoner proceeding pro se,
14 wrote a letter to the court. In an effort to protect his rights, it was filed as a new case.
15 Plaintiff was informed that he had not filed a complaint and was given twenty-eight days
16 to do so. He also was sent a notice that he had not paid the filing fee or applied for leave
17 to proceed in forma pauperis ("IFP"); again, he was allowed twenty-eight days to either
18 pay the fee or file the application. Plaintiff has now filed a letter (Docket No. 5) stating
19 that he did not intend to initiate an action and seeks to dismiss the case. This case is
20 therefore **DISMISSED** without prejudice pursuant to Fed. R. Civ. P. 41(a). No fee is due.

21 **IT IS SO ORDERED.**

22 Dated: August 8, 2022
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/s/ Phyllis J. Hamilton
25 PHYLLIS J. HAMILTON
26 United States District Judge
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